UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK FREDERICK S. SCHWARTZ, , individually and on behalf of all : **ELECTRONICALLY FILED** similarly situated persons, 08 CV 4972 (RWS) Plaintiff, : - against -**NOTICE OF APPEARANCE** THE BEAR STEARNS COMPANIES, INC., JAMES E. CAYNE, ALAN D. SCHWARTZ, : and SAMUEL L. MOLINARO, JR., Defendants.

Please take notice that the undersigned, of the law firm of Skadden, Arps, Slate, Meagher & Flom LLP, is hereby entering an appearance as counsel of record for Alan D. Schwartz.

Dated:

New York, New York July 3, 2008

> /s/ Jay B. Kasner Jay B. Kasner SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP (Jay.Kasner@skadden.com) Four Times Square New York, New York 10036 (212) 735-3000

Attorneys for Defendant Alan D. Schwartz